




KANSAS DEPARTMENT OF CORRECTIONS

	INTERNAL MANAGEMENT POLICY AND PROCEDURE	SECTION NUMBER 10-131	PAGE NUMBER 1 of 4
		SUBJECT: PROGRAMS AND SERVICES: Management of Inmates with Infectious/Communicable Diseases	
Approved By:  Secretary of Corrections		Original Date Issued:	10-20-89
		Current Amendment Effective:	10-21-04
		Replaces Amendment Issued:	11-21-03
Reissued By:  Policy & Procedure Coordinator		The substantive content of this IMPP has been reissued as per the appropriate provisions of IMPP 01-101. The only modifications within the reissue of this document concern technical revisions of a non substantive nature. Date Reissued: 11-09-10	

POLICY

To provide for the management of infectious diseases and to ensure that all appropriate and necessary actions are taken with respect to those inmates suspected of or diagnosed as having infectious/communicable diseases, a program of education and training regarding safeguards for staff and inmates shall be provided. Procedures for screening/testing, placement, and identification of such inmates shall be established and presented to staff and inmates at each facility. Inmates who are not in a contagious/infectious stage of a disease, in the judgment of the facility health authority, shall not be limited in program or work detail placements, or in housing assignments. (ACI 4-4354, 4-4355, 4-4356, 4-4357, 44358, 4-4359, NCCHC P-B-01, P-B-02, P-C-02, P-C-03, -P-C-04, P-C-06)

In accordance with IMPP 05-107, confidential medical information regarding any inmate suspected of or known to have an infectious/communicable disease shall only be disclosed on a need-to-know basis.

DEFINITIONS

AIDS: The acronym commonly used to refer to the medical condition known as the Acquired Immune Deficiency Syndrome.

HBV: The acronym commonly used to refer to the medical condition known as Hepatitis B Virus.

HCV: The acronym commonly used to refer to the medical condition known as Hepatitis C Virus.

HIV: The acronym commonly used to refer to the virus known as human immunodeficiency virus and known to cause the medical conditions referred to as AIDS.

Departmental Health Authority: The medical director of the agency or organization responsible for the provision of health care services for the Kansas Department of Corrections.

Facility health authority: The physician or health administrator responsible for the provision of health care services at a facility. The facility health authority works under direction of the Departmental Health Authority.

KDOC Medical Contract Management Consultant: The contractual staff person(s), designated by the Deputy Secretary of Programs, Research, and Staff Development, to serve as the Department's liaison with the Departmental Health Authority, having the responsibility to oversee the health care services program for the Department of Corrections.

Qualified health care provider: Physicians, dentists, and other professional and technical workers who by State law engage in activities that support, compliment, or supplement the functions of physician and/or dentists and who are licensed, registered or certified as appropriate to their qualifications to practice: further, they practice only within their licenses, certifications, or registration.

Universal precautions: An approach to infection control using the concept that all human blood and certain body fluids are treated as if known to be infectious for HIV, HBV, HCV, and other blood borne pathogens.

PROCEDURES

I. Education and Training Program

- A. In cooperation with the KDOC Medical Contract Management Consultant and Departmental Health Authority, each warden shall develop and implement education and training programs relating to infectious/communicable diseases for inmates and staff.
- B. The education program and training in self-care skills shall be presented to the general inmate population and to all new inmates upon admission to the intake facility as part of the intake screening and information process, per IMPP 10-117 and IMPP 10-122. The education program shall be presented by a qualified health care provider.
- C. Staff training in universal precautions and procedures shall be provided for all staff through the facility's training department by a health care provider. The level of training may vary by position and the degree of risk of occupational exposure.
 - 1. Staff shall be advised to strictly adhere to universal precautions and provisions of IMPP 09-106, the Manual Occupational Exposure Plan, and applicable housekeeping and safety plans when handling contaminated items, decontaminating equipment and disposing of sharps and biohazardous waste.
- D. Printed educational material shall be made available to offenders on post incarceration supervision, parole officers, and regional parole directors.

II. Screening and Surveillance

- A. All inmates shall be screened for infectious and communicable diseases upon intake into the KDOC system, per IMPP 10-117, and a general screening for AIDS, HIV or HBV shall not be undertaken for the inmate population.
- B. Inmates who desire screening for HIV shall direct their request to the facility health authority.
 - 1. The facility health authority shall determine if the inmate has is at risk for having contracted, or is symptomatic of, HBV, HCV, HIV, or AIDS, and if such screening is appropriate.
- C. In the event staff suspect an inmate has symptoms of a condition suggestive of AIDS, HCV, HIV, or HBV, a request for examination shall be directed to the facility health authority.
- D. When authorized, following an inmate or staff initiated request, testing shall be performed by medical staff at the facility or at a licensed testing laboratory, as determined by the Departmental Health Authority.
- E. When HIV testing is ordered by a court, the withdrawal of the blood shall be performed only by health care personnel in the community, as authorized pursuant to KSA 22-2913.
- F. All screening shall be preceded by a period of counseling by qualified health care staff covering the possible impact of test results.

III. Identification

- A. All symptoms and confirmed diagnoses of infectious/communicable diseases shall be noted in the respective inmate's medical file.
- B. Once informed of such diagnoses, the health authority shall comply with pre-established Center for Disease Control policies which govern the handling of such cases.
- C. The facility health authority shall immediately notify the KDOC Medical Contract Management Consultant and the Departmental Health Authority of the diagnosis/presence of symptoms.
- D. The disclosure of medical test results for inmates who have tested positive for or have symptoms of infectious/communicable diseases shall be permitted on a case-by-case, need-to-know basis as determined by the KDOC Medical Contract Management Consultant and the Departmental Health Authority, and in accordance with IMPP 05-107.
 - 1. A monthly report of the total number of communicable diseases within the facility, including HIV, HCV, and HBV, will be provided to each warden by the facility's clinic supervisor.

IV. Placement of Inmates and Continuity of Care

- A. Inmates who test positive for HIV antibodies, who are diagnosed as having symptoms of AIDS, unless directed otherwise by the facility health authority, shall be placed in the general population.
 - 1. No medical restrictions shall be indicated with regard to program, work detail or housing placements related to the specific diagnosis. The facility health authority shall notify facility staff of conditions limiting the inmate's ability to perform certain work assignments or suitability for certain housing placements based upon other identified disabilities/limitations and advise if accommodations are required.
 - 2. The facility health authority may, for medical reasons only, direct the inmate's removal from the general population for placement in appropriate housing at the facility or at a community medical facility.
 - 3. Such inmates may be removed from the general population for conduct related reasons.
- B. Inmates identified by the facility health authority for removal from the general population may be placed in the facility infirmary, or in administrative segregation under protective custody if it is determined that such action is appropriate to provide for their safety, per IMPP 20-104.

V. Special Restrictions and Precautions

- A. A medical protocol shall be established by the KDOC Medical Contract Management Consultant and the Departmental Health Authority regarding the care and treatment of inmates diagnosed as having HIV infection.

NOTE: The policy and procedures set forth herein are intended to establish directives and guidelines for staff and offenders and those entities who are contractually bound to adhere to them. They are not intended to establish State created liberty interests for employees or offenders, or an independent duty owed by the Department of Corrections to either employees, offenders, or third parties. Similarly, those references to the standards of various accrediting entities as may be contained within this document are included solely to manifest the commonality of purpose and direction as shared by the content of the

document and the content of the referenced standards. Any such references within this document neither imply accredited status by a Departmental facility or organizational unit, nor indicate compliance with the standards so cited. The policy and procedures contained within this document are intended to be compliant with all applicable statutes and/or regulatory requirements of the Federal Government and the state of Kansas. This policy and procedure is not intended to establish or create new constitutional rights or to enlarge or expand upon existing constitutional rights or duties.

REPORTS REQUIRED

None.

REFERENCES

KSA 22-2913
IMPP 05-107 10-117, 10-122, 20-104
ACI 4-4354, 4-4355, 4-4356, 4-4357, 4-4358, 4-4359,
NCCHC P-B-01, P-B-02, P-C-02, P-C-03, -P-C-04, P-C-06

ATTACHMENTS

None.